

**SENATE JOURNAL
64TH LEGISLATURE
FIFTY-FIRST LEGISLATIVE DAY**

Helena, Montana
March 12, 2015

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Barrett presiding. Invocation by Pastor Johnson. Girl Scouts from the Helena area presented the Colors and led the Senate in the Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Sands excused. Quorum present.

BILLS AND JOURNALS

3/12/2015

Correctly printed: **SB 380, SB 395, SR 26, HB 100, HB 132, HB 183, HB 193, HB 194, HB 203, HB 233, HB 241, HB 298, HB 354, HB 390, HB 393, HJ 15.**

Correctly engrossed: **SB 157, HB 85, HB 107, HB 145, HB 197, HB 222, HB 232, HB 246, HB 461, HB 466, HB 505, HJ 12.**

Transmitted to the House: **SJ 3, HB 80, HB 95, HB 187, HB 296.**

Signed by the President at 4:30 p.m., March 11, 2015: **SR 9, SR 10, SR 11, SR 12, SR 15, SR 17, SR 22.**

Delivered to the Secretary of State at 9:18 a.m., March 12, 2015: **SR 9, SR 10, SR 11, SR 12, SR 15, SR 17, SR 22.**

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Jones, Chair):

3/12/2015

SB 47, do pass. Report adopted.

HB 87, be concurred in. Report adopted.

HB 145, be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "TRANSFERRING" on line 5 through "FUNDS;" on line 6

2. Title, page 1, line 6.

Following: "AUTHORITY;"

Insert: "PROVIDING AN APPROPRIATION;"

3. Title, page 1, line 7.

Strike: "17-7-502,"

4. Page 1, line 15.

Strike: "in 15-1-122(4)"

5. Page 1, line 24.

Strike: "(a)"

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

6. Page 1.

Strike: line 25 through line 27 in their entirety

7. Page 1, line 28 through page 2, line 1.

Strike: subsection (5) through subsection (6) in their entirety

8. Page 4, line 2 through line 4.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

9. Page 4, line 14 through page 5, line 22.

Strike: section 4 in its entirety

Renumber: subsequent sections

10. Page 6, line 23.

Strike: "revert to the general fund"

Insert: "be transferred to the livestock loss reduction restricted special revenue account established in [section 1]"

11. Page 6.

Following: line 23

Insert: "NEW SECTION. Section 6. Transfer of funds. The amount of \$200,000 is transferred from the state general fund to the livestock loss reduction restricted state special revenue account provided for in [section 1] in each year of the biennium beginning July 1, 2015."

Insert: "NEW SECTION. Section 7. Appropriation. For each year of the biennium beginning July 1, 2015, there is appropriated \$200,000 from the livestock loss reduction restricted state special revenue account provided for in [section 1] to the department for the purposes of [section 1]."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

HB 588, be concurred in. Report adopted.

JUDICIARY (Sales, Chair):

3/11/2015

SR 25, be adopted. Report adopted.

SR 27, be adopted. Report adopted.

HB 397, be concurred in. Report adopted.

HB 410, be concurred in. Report adopted.

HB 412, be concurred in. Report adopted.

HB 436, be concurred in. Report adopted.

HB 505, be amended as follows:

1. Title, page 1, line 5.

Following: line 5

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Insert: "IF THE EMPLOYER DOES NOT HAVE A POLICY PROHIBITING FIREARMS FROM BEING SECURED IN VEHICLES AT THE WORKPLACE"

2. Page 1, line 11.

Following: line 11

Insert: "that does not have or enforce a policy prohibiting employees from keeping a firearm out of sight and locked in an employee's vehicle at the employer's workplace"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Sales, Chair):

3/12/2015

SR 28, preliminary report.

HB 111, be concurred in. Report adopted.

HB 227, be concurred in. Report adopted.

HB 330, be amended as follows:

1. Title, page 1, line 5.

Following: "EQUIPMENT;"

Insert: "AND"

2. Page 3, line 27.

Following: line 27

Insert: "(2) If a law enforcement agency purchases property from a military equipment surplus program operated by the federal government, the law enforcement agency may only use state or local funds for the purchase. Funds obtained from the federal government may not be used to purchase property from a military equipment surplus program."

Renumber: subsequent subsections

3. Page 4, line 3.

Strike: "60"

Insert: "14"

And, as amended, be concurred in. Report adopted.

HB 518, be concurred in. Report adopted.

LOCAL GOVERNMENT (Taylor, Chair):

3/11/2015

HB 366, be concurred in. Report adopted.

HB 461, be amended as follows:

1. Page 2, line 27.

Strike: "be based on"

Insert: "not exceed the amount provided in"

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (D. Brown, Chair):

3/11/2015

HB 54, be concurred in. Report adopted.

HB 85, be amended as follows:

1. Page 3, line 11.

Strike: "(a)"

2. Page 3, line 12.

Strike: ", except as provided in subsection (2)(b)"

3. Page 3, line 13 through line 16.

Strike: subsection (b) in its entirety

And, as amended, be concurred in. Report adopted.

HB 107, be amended as follows:

1. Page 10, line 8.

Following: "~~19-3-316(4)(b)~~,"

Insert: "and continuing until June 30, 2015, an amount equal to"

2. Page 10, line 9.

Following: "2015,"

Insert: "and"

3. Page 10, line 13.

Following: "MEMBER'S"

Insert: "retirement"

4. Page 11, line 2.

Strike: "subsection (3)"

Insert: "subsections (3) and (4)"

Following: "contribution"

Insert: "received under 19-3-316"

5. Page 11, line 13.

Following: "2015,"

Insert: "and"

6. Page 11, line 17.

Following: "MEMBER'S"

Insert: "retirement"

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

7. Page 11, line 26.

Following: "off,"

Insert: "amounts equal to"

8. Page 12, line 5.

Strike: "SECTIONS 4(2)(B), (2)(C),"

Insert: "Section 4(2)(c)"

Strike: "APPLY"

Insert: "applies"

9. Page 12, line 6.

Following: "CONTRIBUTIONS"

Insert: "under 19-21-214(2)(b)"

And, as amended, be concurred in. Report adopted.

HB 124, be concurred in. Report adopted.

HJ 8, be concurred in. Report adopted.

HJ 12, be amended as follows:

1. Page 2, following line 2.

Insert: "(1)"

2. Page 2, line 7.

Following: line 6

Insert: "(2) That the Montana Department of Transportation is urged to include the location of the Miracle of America Museum, Inc., when the department updates and publishes the state maps."

And, as amended, be concurred in. Report adopted.

TAXATION (Tutvedt, Chair):

3/11/2015

SB 157, introduced bill, be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "CREATING A CLASS" on line 5 through "IMPROVEMENTS;" on line 6

2. Title, page 1, line 7.

Following: "FOUR RESIDENTIAL"

Insert: "AND COMMERCIAL"

Following: "PROPERTY,"

Insert: "AND"

3. Title, page 1, line 8.

Strike: ", AND CLASS SEVENTEEN COMMERCIAL PROPERTY"

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

4. Title, page 1, line 11.

Strike: "15-6-156,"

5. Title, page 1, line 12.

Strike: "15-24-3001, 15-24-3201,"

Following: "15-24-3203,"

Insert: "15-44-103,"

6. Page 1, line 19.

Following: "class four,"

Insert: "and"

Strike: ", and class seventeen"

7. Page 1, line 20.

Strike: "17"

Insert: "15"

8. Page 1, lines 21 and 22.

Strike: "[section 10] and"

Following: "5"

Strike: ", "

Insert: "and"

Following: "6"

Strike: ", and 8"

Following: "industrial,"

Insert: "and"

Strike: ", and timber"

9. Page 5, line 6.

Strike: "[section 10]"

Insert: "subsection (1)(j)"

10. Page 6, line 2.

Following: line 1

Insert: "(j) "Industrial property" for purposes of this section includes all land used for industrial purposes, improvements, and buildings used to house the industrial process and all storage facilities. Under this section, industrial property does not include personal property classified and taxed under 15-6-135 or 15-6-138."

Renumber: subsequent subsections

11. Page 6, line 11.

Strike: "(1)(m)"

Insert: "(1)(o)"

12. Page 7, line 17.

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Following: "15-6-134,"

Insert: "or"

Strike: ", or [section 10]"

13. Page 8, line 23.

Following: "~~section,~~"

Insert: "subject to subsection (1)(d),"

14. Page 8, line 25.

Following: "~~section,~~"

Insert: "subject to subsection (1)(d):"

15. Page 8, line 29.

Strike: "and"

16. Page 8, line 30.

Following: "lots"

Insert: "; and

(iv) rental multifamily dwelling units"

17. Page 9, line 14.

Following: line 13

Insert: "(d) all commercial and industrial property, as defined in 15-1-101, and including:

(i) all commercial and industrial property that is used or owned by an individual, a business, a trade, a corporation, a limited liability company, or a partnership and that is used primarily for the production of income;

(ii) all golf courses, including land and improvements actually and necessarily used for that purpose, that consist of at least nine holes and not less than 700 lineal yards;

(iii) commercial buildings and parcels of land upon which the buildings are situated; and

(iv) vacant commercial lots.

(2) If a property includes both residential and commercial uses, the property is classified and appraised as follows:

(a) the land use with the highest percentage of total value is the use that is assigned to the property; and

(b) the improvements are apportioned according to the use of the improvements."

18. Page 9, line 21 through line 22.

Strike: "(2) Class four property is taxed as follows:"

Following: line 21

Insert: "(3)"

19. Page 9, line 22.

Strike: "(2)(b),"

Insert: "(3)(b), class four residential"

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

20. Page 10, line 2.

Strike: "2.17%"

Insert: "the residential property tax rate in subsection (3)(a) multiplied by 1.44"

21. Page 10, line 3.

Following: line 2

Insert: "(c) The tax rate for commercial property is the residential property tax rate in subsection (3)(a) multiplied by 1.44.

(4) Property described in subsection (1)(d)(iii) is taxed at one-half the tax rate established in subsection (3)(c)."

22. Page 13, line 21.

Strike: "0.59%"

Insert: "0.37%"

23. Page 13, line 23 through page 15, line 24.

Strike: sections 9 and 10 in their entirety

Renumber: subsequent sections

24. Page 16, line 5.

Strike: "12(2)"

Insert: "10(2)"

25. Page 16, line 21.

Strike: "13"

Insert: "11"

Strike: "14"

Insert: "12"

26. Page 16, line 22.

Strike: "13"

Insert: "11"

Strike: "14"

Insert: "12"

27. Page 16, line 24.

Strike: "11"

Insert: "9"

28. Page 16, line 26.

Strike: "11"

Insert: "9"

29. Page 16, line 27.

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Strike: "13"

Insert: "11"

Strike: "14"

Insert: "12"

30. Page 17, line 2.

Strike: "11"

Insert: "9"

31. Page 17, line 7.

Strike: "11"

Insert: "9"

32. Page 17, line 16.

Strike: "13"

Insert: "11"

Strike: "14"

Insert: "12"

33. Page 17, line 22.

Strike: "13"

Insert: "11"

Strike: "14"

Insert: "12"

34. Page 17, line 24.

Strike: "13"

Insert: "11"

Strike: "14"

Insert: "12"

35. Page 17, line 26.

Strike: "13"

Insert: "11"

Strike: "14"

Insert: "12"

36. Page 18, line 3.

Strike: "12"

Insert: "10"

37. Page 18, line 15.

Strike: "12"

Insert: "10"

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

38. Page 19, line 27.

Strike: "11"

Insert: "9"

Strike: "14"

Insert: "12"

39. Page 20, line 25.

Following: "~~and~~"

Insert: "and"

Strike: "and class seventeen property described in [section 10],"

40. Page 20, line 28.

Following: "~~and~~"

Insert: "and"

41. Page 20, line 29.

Strike: "and class seventeen property described in [section 10],"

42. Page 23, line 17.

Strike: "and [section 10]"

43. Page 23, line 28.

Following: "~~and~~"

Insert: "and"

Strike: ", and class seventeen under [section 10]"

44. Page 23, line 30.

Following: "four,"

Insert: "and"

Strike: ", and class seventeen"

45. Page 24, line 5.

Following: "~~and~~"

Insert: "and"

Strike: ", and class seventeen"

46. Page 24, line 14.

Following: "~~and~~"

Insert: "and"

Strike: ", and seventeen"

47. Page 24, line 16.

Following: "~~and~~"

Insert: "and"

Strike: ", and seventeen"

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

48. Page 28, line 13.

Strike: "7"

Insert: "10"

49. Page 29, line 24 through line 25.

Following: ~~"and commercial"~~

Insert: "and commercial"

Strike: "and class seventeen property described in [section 10]"

50. Page 31, line 4 through line 5.

Following: "and"

Insert: "and"

Strike: ", and [section 10]"

51. Page 31, line 13.

Strike: "and [section 10], under class seventeen,"

52. Page 33, line 5 through line 6.

Strike: ", as class seventeen property under [section 10],"

53. Page 35, line 23.

Strike: "11"

Insert: "9"

Strike: "14"

Insert: "12"

54. Page 36, line 26.

Strike: "13"

Insert: "11"

55. Page 37, line 13 through page 39, line 19.

Strike: section 27 through section 28 in their entirety

Renumber: subsequent sections

56. Page 40, line 25.

Insert: "Section 27. Section 15-44-103, MCA, is amended to read:

"15-44-103. Legislative intent -- value of forest lands -- valuation zones. (1) In order to encourage landowners of private forest lands to retain and improve their holdings of forest lands, to promote better forest practices, and to encourage the investment of capital in reforestation, forest lands must be classified and assessed under the provisions of this section.

(2) The forest productivity value of forest land must be determined by:

(a) capitalizing the value of the mean annual net wood production at the culmination of mean annual increment plus other agriculture-related income, if any; less

(b) annualized expenses, including but not limited to the establishment, protection, maintenance, improvement, and management of the crop over the rotation period.

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

- (3) To determine the forest productivity value of forest lands, the department shall:
- (a) divide the state into appropriate forest valuation zones, with each zone designated so as to recognize the uniqueness of marketing areas, timber types, growth rates, access, operability, and other pertinent factors of that zone; and
 - (b) establish a uniform system of forest land classification that takes into consideration the productive capacity of the site to grow forest products and furnish other associated agricultural uses.
- (4) In computing the forest land productivity valuation for each forest valuation zone, the department shall determine the productive capacity value of all forest lands in each forest valuation zone using the formula $V = I/R$, where:
- (a) V is the per-acre forest productivity value of the forest land;
 - (b) I is the per-acre net income of forest lands in each valuation zone and is determined by the department using the formula $I = (M \times SV) + AI - C$, where:
 - (i) I is the per-acre net income;
 - (ii) M is the mean annual net wood production;
 - (iii) SV is the stumpage value;
 - (iv) AI is the per-acre agriculture-related income; and
 - (v) C is the per-unit cost of the forest product and agricultural product produced, if any; and
 - (c) R is the capitalization rate determined by the department as provided in subsection (6).
- (5) Net income must:
- (a) be calculated for each year of a base period, which is the most recent ~~5-year~~ 10-year period for which data is available; prior to the date the revaluation cycle ends. Data referred to in subsection (4)(b) must be averaged.
 - (b) be based on a rolling average of stumpage value of timber harvested within the forest valuation zone and on the associated production cost data for the base period from sources considered appropriate by the department; and
 - (c) include agriculture-related net income for the same time period as the period used to determine average stumpage values.
- (6) The capitalization rate must be calculated for each year of the base period, and for the reappraisal cycle beginning January 1, 2015, it is 6.4%. For subsequent tax years the base period is the average capitalization rate determined by the department after consultation with the forest lands taxation advisory committee, plus the effective tax rate. The capitalization rate must be adopted by rule. However, the capitalization rate for each year of the base period for tax years 2009 through 2014 may not be less than 8%.
- (7) The effective tax rate must be calculated for each year of the base period by dividing the total estimated tax due on forest lands subject to the provisions of this section by the total forest value of those lands.
- (8) For the purposes of this section, if forest service sales are used in the determination of stumpage values, the department shall take into account purchaser road credits.
- (9) In determining the forest productivity value of forest lands and in computing the forest land valuation, the department shall use information and data provided by the university of Montana-Missoula.
- (10) (a) There is a forest lands taxation advisory committee consisting of:
- (i) four members with expertise in forest matters, one appointed by the majority leader of the senate, one by the minority leader of the senate, one by the majority leader of the house of representatives, and one by the minority leader of the house of representatives; and

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

(ii) three members appointed by the governor, one who is an industrial forest landowner, one who is a nonindustrial forest landowner, and one who is a county commissioner.

(b) The terms of the members expire on June 30 of the first year of each reappraisal cycle.

(c) The advisory committee shall:

(i) review data required by subsections (2) through (6), (8), and (9), including data on productivity value, stumpage value, wood production, capitalization rate, net income, and agriculture-related income;

(ii) recommend to the department any adjustments to data if required by changes in government forest land programs, market conditions, or prevailing forest lands practices;

(iii) recommend appropriate base periods and averaging methods to the department;

(iv) verify for each forest valuation zone and forest land classification and subclassification under subsection (3) that the income determined in subsection (5) reasonably approximates that which the average Montana forest landowner could have attained; and

(v) recommend forest land valuation techniques to the department.""

Renumber: subsequent sections

57. Page 42, line 15 through line 16.

Strike: line 15 through line 16

Renumber: subsequent subsections

58. Page 42, line 17.

Strike: "11"

Insert: "9"

Strike: "14"

Insert: "12"

59. Page 42, line 18.

Strike: "11"

Insert: "9"

Strike: "14"

Insert: "12"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate:

3/11/2015

SB 53, introduced by Dick Barrett

SB 114, introduced by Debby Barrett

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments:

3/11/2015

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

SB 142, introduced by C. Smith

House bills passed and transmitted to the Senate for concurrence:

3/11/2015

HB 344, introduced by D. Zolnikov

HB 536, introduced by T. Berry

HB 577, introduced by K. Holmlund

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Rosendale moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Hinkle in the chair.

Ms. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 378 - Senator Rosendale moved consideration of **SB 378** be passed for the day. Without objection, so ordered.

HB 102 - Senator Facey moved **HB 102** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 225 - Senator Connell moved **HB 225** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt,

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Sands.
Total 1

HB 285 - Senator Malek moved **HB 285** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Sands.
Total 1

HB 319 - Senator Swandal moved **HB 319** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Excused: Sands.

Total 1

Majority Leader Rosendale moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Barrett presiding. Chair Hinkle moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 48

Nays: Sales.

Total 1

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committees:

SB 396, introduced by E. Buttrey, A. Knudsen, S. Lavin, N. Schwaderer, F. Thomas, A. Wittich, referred to Business, Labor, and Economic Affairs.

SB 397, introduced by C. Kaufmann, referred to Highways and Transportation.

SB 398, introduced by J. Keane, referred to Business, Labor, and Economic Affairs.

The following Senate resolutions were introduced, read first time, and referred to committees:

SR 30, introduced by J. Brenden, referred to Fish and Game.

SR 31, introduced by J. Brenden, referred to Fish and Game.

SR 32, introduced by T. Brown, referred to Agriculture, Livestock and Irrigation.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 19, introduced by M. Phillips, referred to Energy and Telecommunications.

The following House bills were introduced, read first time, and referred to committees:

HB 344, introduced by D. Zolnikov, referred to Judiciary.

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

HB 536, introduced by T. Berry, referred to Business, Labor, and Economic Affairs.

HB 577, introduced by K. Holmlund, C. Larsen, D. Mortensen, M. Noland, K. White, referred to Business, Labor, and Economic Affairs.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 380 passed as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 100 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

HB 132 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Jones, Kary, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Ripley, Sesso, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Vance, Vuckovich, Webb, Whitford, Wolken.

Total 36

Nays: Hansen, Hinkle, Hoven, Howard, Keenan, Moore, Rosendale, Sales, Smith, Swandal, Vincent, Windy Boy, Ms. President.

Total 13

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 183 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, McNally, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Webb, Wolken, Ms. President.

Total 32

Nays: Caferro, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, Moe, Phillips, Pomnichowski, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy.

Total 17

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 193 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hinkle, Hoven, Howard, Jones, Kary, Keane, Larsen, Malek, McNally, Moe, Moore, Phillips, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Windy Boy, Wolken, Ms. President.

Total 44

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Nays: Hansen, Kaufmann, Keenan, Pomnichowski, Whitford.

Total 5

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 197 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Larsen, McNally, Moe, Moore, Phillips, Ripley, Rosendale, Sales, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Windy Boy, Ms. President.

Total 41

Nays: Caferro, Kaufmann, Keane, Malek, Pomnichowski, Sesso, Whitford, Wolken.

Total 8

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 203 concurred in as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Hamlett, Hansen, Hinkle, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Vance, Vincent, Webb, Ms. President.

Total 27

Nays: Barrett Dick, Caferro, Cohenour, Connell, Driscoll, Facey, Hoven, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sesso, Stewart-Peregoy, Tutvedt, Vuckovich, Whitford, Windy Boy, Wolken.

Total 22

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

HB 222 concurred in as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Webb, Ms. President.

Total 32

Nays: Barrett Dick, Cohenour, Driscoll, Facey, Kaufmann, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.

Total 17

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 232 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 233 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 241 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

HB 246 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Sands.

Total 1

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

HB 298 concurred in as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Connell, Fielder, Hansen, Hinkle, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Webb, Ms. President.
Total 28

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Facey, Hamlett, Hoven, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.
Total 21

Absent or not voting: None.
Total 0

Excused: Sands.
Total 1

HB 354 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 48

Nays: Caferro.
Total 1

Absent or not voting: None.
Total 0

Excused: Sands.
Total 1

HB 466 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Windy Boy, Wolken, Ms. President.
Total 45

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Nays: Caferro, Kaufmann, Stewart-Peregoy, Whitford.
Total 4

Absent or not voting: None.
Total 0

Excused: Sands.
Total 1

SPECIAL ORDERS OF THE DAY

SR 16 - Senator Thomas moved that the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 16**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Sands.
Total 1

SR 23 - Senator Thomas moved that the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 23**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

SENATE JOURNAL
FIFTY-FIRST LEGISLATIVE DAY - MARCH 12, 2015

Excused: Sands.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Rosendale moved the Senate adjourn until 1:00 p.m., Friday, March 13, 2015, the fifty-second legislative day. Motion carried.

Senate adjourned at 1:40 p.m.

MARILYN MILLER
Secretary of the Senate

DEBBY BARRETT
President of the Senate